

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ZED BLUE and ROBIN BLUE, a married
couple,

Plaintiff,

v.

USI INSURANCE SERVICES, LLC, a
Delaware limited liability company; CERTAIN
UNDERWRITERS AT LLOYD'S OF
LONDON through HARLOCK MURRAY
UNDERWRITING LTD as per UMRN
B1353DH1700422000; and THE HARTFORD
FIRE INSURANCE COMPANY, a Stock
Insurance Company,

Defendant.

No.: 2:21-cv-01328-JHC

ORDER RE: MOTION TO COMPEL OF
DEFENDANT THE HARTFORD FIRE
INSURANCE COMPANY

This matter comes before the Court on the Motion to Compel of Defendant The Hartford
Fire Insurance Company. Dkt. # 38. The Court has considered the materials filed in support of,
and in opposition to, the motion, as well as the balance of the case file. Being fully advised, the
Court rules as follows:

The motion is untimely. The minute order setting the case schedule does say, as argued
by Hartford, that if a deadline falls on a weekend or "federal holiday," it is extended to the next
business day. Dkt. # 24. The minute order set November 25, 2022, as the last day to file

1 motions related to discovery. November 25 was neither a weekend day nor a federal holiday.
2 *See* 5 U.S.C. § 6103. And the court website includes a page regarding federal holidays.
3 <https://wawd.uscourts.gov/holidays>. Hartford cites a page on the court website that concerns
4 “holiday season” court closures, <https://wawd.uscourts.gov/holiday-season-court-closures-2>; but
5 that does not govern as to which days constitute federal holidays. Nor does Hartford argue that,
6 due to any closure, it could not file its motion on November 25. Nor does Hartford argue just
7 cause for modification of the case schedule. Accordingly, the Court DENIES the motion without
8 prejudice. If Hartford wishes, to the extent supported by applicable law, they may seek a
9 modification of the case schedule and again move to compel.

10 Also, the Court will hold Plaintiffs to their representation that they are not seeking
11 emotional distress damages beyond the “garden variety” type.

12 Dated: December 19, 2022

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15 JOHN H. CHUN
16 United States District Court Judge
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